

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

JESUS R. GARCIA,

Petitioner,

Case No. 03-CV-74659-DT

v.

THOMAS BIRKETT,

Respondent.

JUDGMENT

In accordance with the July 21, 2005 "Opinion and Order Adopting Magistrate Judge's Report and Recommendation and Denying Petitioner's Application for Habeas Corpus,"

IT IS ORDERED AND ADJUDGED that judgment is entered for Respondent Thomas Birkett and against Petitioner Jesus Garcia.

Dated at Detroit, Michigan, this 21 day of July, 2005.

DAVID J. WEAVER
CLERK OF THE COURT

BY: s/Lisa G. Teets
Lisa Teets, Deputy Clerk
and Case Manager to
Judge Robert H. Cleland